

SEMINOLE COUNTY GOVERNMENT AGENDA MEMORANDUM

SUBJECT: Assignment of PS-1167-06/BHJ - Residential Reclaimed Water Main Retrofit Phase II / Alaqua Lakes Subdivision

DEPARTMENT: Administrative Services

DIVISION: Purchasing and Contracts

AUTHORIZED BY: Frank Raymond

CONTACT: Diane Reed

EXT: 7120

MOTION/RECOMMENDATION:

Assignment of PS-1167-06/BHJ - Residential Reclaimed Water Main Retrofit Phase II / Alaqua Lakes Subdivision from Rockett & Associates, Winter Park, Florida to Woolpert, Inc, Orlando, Florida.

County-wide

Ray Hooper

BACKGROUND:

PS-1167-06/BHJ provides the services of a professional engineering consultant in connection with the design and construction of residential reclaimed water service retrofits in the Alaqua Lakes Subdivision.

Rockett & Associates has been purchased by Woolpert, Inc, who has agreed to take over this Agreement with the same term and conditions as awarded by the Seminole County Board of County Commissioners on October 24, 2006. The attached backup documentation includes a copy of Woolpert, Inc's, letter dated December 24, 2007.

STAFF RECOMMENDATION:

Staff recommends that the Board approve the assignment of PS-1167-06/BHJ - Residential Reclaimed Water Main Retrofit Phase II / Alaqua Lakes Subdivision from Rockett & Associates, Winter Park, Florida to Woolpert, Inc, Orlando, Florida.

ATTACHMENTS:

1. Assignment from Rockett to Woolpert
2. PS-1167-06 Backup Documentation

Additionally Reviewed By:

☒ County Attorney Review (Ann Colby)

**ASSIGNMENT OF ENGINEERING SERVICES AGREEMENT
RESIDENTIAL RECLAIMED WATER MAIN RETROFIT - PHASE II
(ALAUQUA LAKES SUBDIVISION)
(PS-1167-06/BHJ)**

THIS ASSIGNMENT is made and entered into this ____ day of _____, 20__, by and between **ROCKETT & ASSOCIATES, INC.**, whose address is 1685 Lee Road, Suite 100, Winter Park, Florida 32789, hereinafter called "ASSIGNOR", **WOOLPERT, INC.**, whose address is 11315 Corporate Blvd., Suite 115, Orlando, Florida 32817-8340, hereinafter called "ASSIGNEE," and **SEMINOLE COUNTY**, a political subdivision of the State of Florida, whose address is Seminole County Services Building, 1101 East First Street, Sanford, Florida 32771, hereinafter called "COUNTY".

W I T N E S S E T H:

WHEREAS, COUNTY and ASSIGNOR entered into the Engineering Services Agreement (PS-1167-06/BHJ) on December 13, 2006, whereby ASSIGNOR agreed to provide COUNTY with engineering services for the residential reclaimed water main retrofit - Phase II for the Alauqua Lakes Subdivision; and

WHEREAS, ASSIGNOR, as of December 1, 2007, wishes to assign its rights, duties and obligations under that Agreement to the ASSIGNEE; and

WHEREAS, both majority shareholders and executives of ASSIGNOR desire this assignment; and


WHEREAS, Section 16 of the Engineering Services Agreement entered into between COUNTY and ASSIGNOR on December 13, 2006, requires that the Agreement not be assigned by the parties without prior written consent of the other party, and in such cases, only by a document of equal dignity therewith; and

WHEREAS, COUNTY, ASSIGNOR and ASSIGNEE all feel that assignment of this Agreement to ASSIGNEE will best serve the needs of all parties,

NOW, THEREFORE, in consideration of the mutual understandings and covenants set forth herein, COUNTY, ASSIGNOR and ASSIGNEE agree as follows:

(1) ASSIGNOR assigns all of its rights in that certain Agreement with the COUNTY, dated December 13, 2006, for Engineering Services (PS-1167-06/BHJ) to ASSIGNEE, effective immediately.

(2) ASSIGNEE accepts the above assignment and agrees to be bound by all of the terms and conditions of that Agreement dated December 13, 2006 to be performed on the part of ASSIGNOR, and ASSIGNEE agrees to indemnify COUNTY against any and all liabilities under that Agreement, effective immediately.

(3) COUNTY hereby consents  to the foregoing assignments between ASSIGNOR and ASSIGNEE of those contracted rights and duties as set forth in the Agreement dated December 13, 2006.

(Signature Page Follows)

IN WITNESS WHEREOF, the parties hereto have made and executed this Assignment on the date below written.

ATTEST:

ROCKETT & ASSOCIATES, INC.

By: _____

(CORPORATE SEAL)

Date: _____

ATTEST:

WOOLPERT, INC.

By: _____

(CORPORATE SEAL)

Date: _____

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA



MARYANNE MORSE
Clerk to the Board of
County Commissioners of
Seminole County, Florida.

By: _____
BRENDA CAREY, Chairman

Date: _____

For the use and reliance
of Seminole County only.

Approved as to form and
legal sufficiency.

As authorized for execution
by the Board of County Commissioners
at their _____, 20____
regular meeting.

County Attorney

AEC:sjs
2/15/08

P:\Users\Legal Secretary CSB\Purchasing 2008\Agreements\PS-1167-06 Assignment.doc

December 24, 2007

Seminole County
Purchasing Division
1101 E. 1st Street, Room 3208
Sanford, Florida 32771



WOOLPERT, INC.

11315 Corporate Blvd. Ste 115

Orlando, Florida 32817-8340

407-381-2192

Fax: 407.384.1185

www.woolpert.com

**RE: Contract No. PS 1167-06/BHJ
Residential Reclaimed Water Main Retrofit
Phase II / Alaqua Lakes Subdivision**

**Contract No. PS 1529-06/DRR
Continuing Engineering Services for Capital Improvement Projects**

To Whom It May Concern:

I am writing to request the assignment of the remaining services on the Contract Numbers referenced above with Rockett & Associates, Inc. to Woolpert, Inc as well as new tasks/work orders that would be initiated under those contracts. On December 1, 2007, Woolpert purchased a majority of the assets of Rockett & Associates and the former employees of Rockett & Associates have transitioned to Woolpert.

With over 800 staff, Woolpert provides a wide variety of services to our clients ranging from architectural, engineering, and surveying to aerial photography/mapping and GIS/IT services. Although Woolpert is a national firm, Woolpert has a strong presence in Florida with offices in Orlando and Miami and approximately 60 staff between the two offices. As such, Woolpert can provide the convenience of a local firm with the depth of experience of a national firm. At your convenience, please check out Woolpert's website at www.woolpert.com to learn more about Woolpert.

Upon your consent, Woolpert agrees to perform the remaining services and any new tasks/work orders in accordance with the terms and conditions of the Contracts. If you are in agreement with the assignment of the remaining services on the Contracts, please indicate your acceptance below. If a more formal assignment process is required, please provide the necessary forms for us to complete and return.

Should you need any additional information, please do not hesitate to contact me at 407.381.4208 or rex.cowden@woolpert.com.

Sincerely,

WOOLPERT, INC.

Rex Cowden
Chief Executive Officer

Copy: R. Kent Veech, P.E.

I approve the assignment of the remaining services on the contracts identified above to Woolpert, Inc.

SEMINOLE COUNTY

Signature of Authorized Representative

Printed Name

Date

December 24, 2007

Seminole County
Purchasing Division
1101 E. 1st Street, Room 3208
Sanford, Florida 32771

Re: Contract No. PS 1167-06/BHJ
Residential Reclaimed Water Main Retrofit – Phase II / Alaquá Lakes Subdivision

Contract No. PS 1529-06/DRR
Continuing Engineering Services for Capital Improvement Projects

To Whom It May Concern:

I am writing to confirm that a majority of the assets of Rockett & Associates, Inc. were purchased by Woolpert, Inc. on December 1, 2007. In addition, the employees of Rockett & Associates transitioned to Woolpert. As a result, Rockett's project management staff, supervision, and client service staff, including myself with continue to work on completion of the projects upon consent of the assignment of the remaining services under the contracts to Woolpert.

A separate request from Woolpert, Inc. shall be submitted to Seminole County to request the assignment of the remaining services of Contract Nos. PS 1167-06/BHJ and PS 1529-06/DRR as well as any new task/work orders under those contracts. By this letter, Rockett & Associates hereby consents to such assignment to Woolpert upon approval by the County.

Should you need addition information, please let me know.

Sincerely,
Rockett & Associates, Inc.



R. Kent Veech, P.E.
(Former Vice President of Rockett & Associates, Inc.)

Cc: Rex Cowden, CEO
Woolpert, Inc.